

Attorneys for Michele Sander
File # 40660-R/KB

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY

MICHELE SANDER, :
 :
 Plaintiff, :
 :
 -vs- :
 :
 HR TRUST SERVICES, LLC, HR :
 TRUST LLP, HRT SERVICES, : CIVIL NO. 08-cv-1383 (PGS-ES)
 II, LLP, HRT INSURANCE :
 AGENCY, LLP, OUTSOURCING :
 WORKS, LLP, 1099 GROUP : NOTICE OF VOLUNTARY DISMISSAL,
 BENEFITS, LLP, IBO MANAGED : WITHOUT PREJUDICE, AS TO
 SERVICES, INC., ACEVEDO : DEFENDANT LDI PHARMACY SERVICES
 SPAIN HOLDING, INC., : ONLY
 ACEVEDO SPAIN, LP, RONALD :
 SPAIN a/k/a RON SPAIN, :
 JANICE ACEVEDO, SUPERIEN :
 HEALTH NETWORKS, INTERPLAN :
 HEALTH GROUP, PHCS PRIVATE :
 HEALTH SYSTEMS, MULTIPLAN, :
 INC., LDI PHARMACY :
 SERVICES, INTERGROUP :
 SERVICE, CORP., WEB-TPA, :
 INC., SPECTERA, INC., AND :
 UNITED HEALTHCARE GROUP, :
 :
 Defendants :
 :

TO: James H. Ferrick III, Esq.
Greens Felder Hemker & Gale, P.C.
2000 Equitable Building, 10S. Broadway
St. Louis, Missouri 63102-1747
Attorneys for Defendant, LDP Pharmacy Services

SIR:

Take notice that after the receipt and review of the sworn Affidavit of Joseph M. McHugh, CEO of defendant, LDI Pharmacy Services ("LDI"), the above matter is hereby dismissed, without prejudice, against defendant LDI only. The Affidavit of Joseph M. McHugh is attached as **Exhibit A**.

BENDIT WEINSTOCK, P.A.
Attorneys for Plaintiff


KINGSUK BHATTACHARYA, ESQ.

DATED: 11/20/08

Entered On: 11/21/08

By:

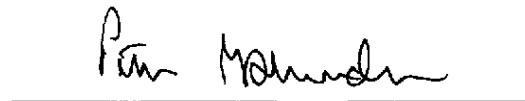

U.S.D.J.

EXHIBIT A

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY

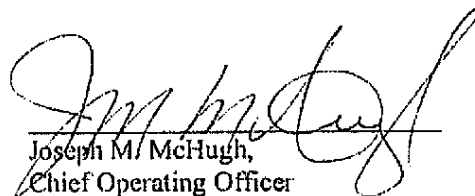
MICHELE SANDER,)	
)	
Plaintiff,)	CIVIL NO. 08CV1383 (PGS-ES)
)	
v.)	
)	
HR TRUST SERVICES, LLC, et al.,)	
)	
Defendants.)	

AFFIDAVIT OF JOSEPH M. MCHUGH

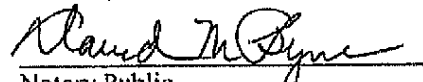
I, Joseph M. McHugh, having been duly sworn on my oath, hereby state and affirm as follows:

1. My name is Joseph M. McHugh. I am over 21 years of age. I am of sound mind, capable of making this decision and have personal knowledge of the facts set forth below.
2. I am currently employed by Lechar Distributors, Inc., d/b/a LDI Integrated Pharmacy Services ("LDI"), as Chief Operating Officer.
3. LDI and HR Trust began doing business on or about December 1, 2006, which was the plan implementation date for HR Trust. To that end, LDI entered into a Business Associate Agreement with HR Trust on or about October 20, 2006.
4. LDI did not provide its pharmacy benefits management services to HR Trust policy holders before December 1, 2006.
5. LDI did not offer its pharmacy benefits management services to HR Trust policy holders before October 20, 2006.

FURTHER AFFIANT SAYETH NAUGHT

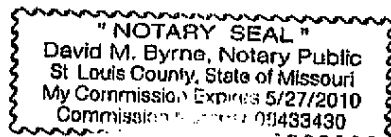

Joseph M. McHugh,
Chief Operating Officer
LDI Integrated Pharmacy Services

Signed and sworn to before me this 20th day of November, 2008


Notary Public

My commission expires:

5/27/2010



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